

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON

ROBIN ELLIS,

Plaintiff,

Case No. 3:15-cv-137

vs.

COMMISSIONER OF
SOCIAL SECURITY,

Defendant.

District Judge Walter H. Rice
Magistrate Judge Michael J. Newman

ORDER ADOPTING REPORT AND RECOMMENDATION

The Court has reviewed the Report and Recommendation of United States Magistrate Judge Michael J. Newman (Doc. #10), to whom this case was referred pursuant to 28 U.S.C. § 636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby **ADOPTS** said Report and Recommendation.

Accordingly, it is hereby **ORDERED** that:

1. The Report and Recommendation filed on February 8, 2016 (Doc. #10) is **ADOPTED** in full;
2. The Commissioner's non-disability determination is **REVERSED**;
3. The Commissioner's motion for remand (doc. 8) is **GRANTED IN PART DENIED IN PART** and this matter is **REMANDED** to the Commissioner under the Fourth Sentence of 42 U.S.C. § 405(g) for an immediate award of benefits; and
4. This case is terminated on the docket of this Court.

Date: 2.26.16



WALTER H. RICE
UNITED STATES DISTRICT JUDGE